

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
(BOSTON, MA)

ADE GEORGE OYEGBOLA,

Petitioner

vs.

TOM RIDGE, Secretary, DHS
JOHN ASHCROFT, Attorney General, USDOJ
EDUARDO AQUIRRE JR., Director, USCIS
DENNIS RIORDAN, District Director-Boston, USCIS
Respondents

C.A.NO. 04-10318-RGS

USCIS # A028-408-457

**MOTION TO AMEND PLEADINGS BY SUBSTITUTION PURSUANT TO
FED.R.CIV.P RULE 15(a)**

NOW COMES Petitioner, ADE GEORGE OYEGBOLA, Pro Se, in pursuant to Rule 15(a) of Fed.R.Civ.P to amend the original pleadings filed in the case by substitution.

The Original pleading in this case "Petition for Hearing on Naturalization Application and Complaint for Mandamus, Declaratory and Injunctive Relief" was filed in this Court on February 17, 2004.

The Respondents have until June 11, 2004 to file a response or otherwise defend the action. To the best of my knowledge, as at today May 20, 2004, the Respondents have not filed any answer to the pleading.

The original complaint requested a relief in the form of mandamus because the Respondents failed to make a

decision over 985 days after conducting a hearing in the matter.

On May 13, 2004, the Respondents did issue a decision on the Petitioner's Application for Naturalization, thereby satisfying the relief requested. However, the Respondents' decision to deny Petitioner's Naturalization application is based on an erroneous application of the law.

WHEREFORE, Petitioner respectfully moves to amend the original petition and complaint by substitution, to wit; Amended Petition for Hearing on Naturalization Application pursuant to Title 8 U.S.C. Sec. 1421(c).

RESPECTFULLY SUBMITTED,



Ade George Oyegbola
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DATED: MAY 20, 2004

CERTIFICATE OF SERVICE

I, Ade George Oyegbola, certify that on May ~~10~~ 20, 2004, I caused a copy of the foregoing Motion to amend to be served by "Hand Delivery" to Michael Sady, AUSA, at U.S. Attorney's Office John Joseph Moakley U.S. Courthouse, Suite 9200 Boston, MA 02210



Ade George Oyegbola
Petitioner, Pro Se